



OFFICE OF THE CITY ATTORNEY
Long Beach, California

C-1

ROBERT E. SHANNON
City Attorney

HEATHER A. MAHOOD
Chief Assistant City Attorney

MICHAEL J. MAIS
Assistant City Attorney

August 21, 2007

PRINCIPAL DEPUTIES

Barbara D. de Jong
Dominic Holzhaus
Belinda R. Mayes
J. Charles Parkin

DEPUTIES

Gary J. Anderson
Richard F. Anthony
Christina L. Checel
Alysha P. Choi
Lori A. Conway
Randall C. Fudge
Charles M. Gale
Monte H. Machit
Anne C. Lattime
Lisa Peskay Malmsten
Barry M. Meyers
Cristyl Meyers
Howard D. Russell
Tiffani L. Shin

HONORABLE MAYOR AND CITY COUNCILMEMBERS
City of Long Beach
California

RECOMMENDATION

Recommendation to adopt minute order to grant an application from Barbara Dufault for a widow's pension.

DISCUSSION

We are in receipt of an application from Barbara Dufault for a widow's pension. Albert Dufault, who died on or about the 5th day of July, 2007, was a retired Police Officer in the Long Beach Police Department, having retired from active duty on July 1, 1991. Mrs. Dufault has filed an application for a widow's pension under the provisions of Subsection (4) of Section 187 of the Charter of the City of Long Beach prior to its repeal.

We are of the opinion that Mrs. Dufault is entitled to a widow's pension. We are transmitting herewith the declaration of Barbara Dufault and a form of minute order to be adopted by your honorable body granting Barbara Dufault a widow's pension effective July 6, 2007.

SUGGESTED ACTION

Approve recommendation.

ROBERT E. SHANNON, City Attorney

By

Christina L. Checel
Deputy City Attorney

CLC:kjm
Attachments
#07-03385

1 MINUTE ORDER
2 FOR THE ADOPTION OF A WIDOW'S PENSION
3 BY
4 BARBARA DUFAULT
5

6 Councilmember _____ moved, second
7 by Councilmember _____, that the communication of
8 the City Attorney and the accompanying declaration be received and filed, and it
9 appearing from the application for a widow's pension that, Albert Dufault, who died
10 on or about July 5, 2007, was a retired Police Officer in the Long Beach Police
11 Department, having retired from active duty on July 1, 1991; that Barbara Dufault
12 is his widow and is entitled to be granted and to be paid during her lifetime, or until
13 she remarries, an annual pension equal to fifty percent (50%) of the salary
14 attached to the rank of Police Officer, to become effective July 6, 2007, and that
15 such payments shall be made from such funds as the City may be required to
16 provide for that purpose.
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19 ADOPTED: _____
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OFFICE OF THE CITY ATTORNEY
ROBERT E. SHANNON, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

DECLARATION

BARBARA DUFAULT states:

I am the widow of ALBERT DUFAULT who died on or about the 5th day of July, 2007; that the decedent at the time of his death was a retired Police Officer with the Long Beach Police Department; that the declarant and ALBERT DUFAULT were married on November 11, 1961, in the City of Long Beach, State of California, and that said marriage continued until the death of Mr. Dufault.

That the declarant makes this declaration for the purpose of obtaining a pension under the provisions of Subsection (4) of Section 187 of the Charter of the City of Long Beach, prior to its repeal.

I declare under penalty of perjury under the laws of the State of California that the foregoing statement is true and correct.

Executed this 20th day of July, 2007.

Barbara Dufault

NOTARY ACKNOWLEDGMENT

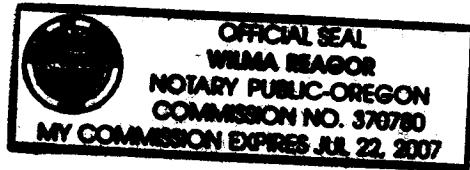
STATE OF Oregon }
COUNTY OF Marion } ss

On July 20th 2007 before me Wilma Reagor,

a Notary Public in and for said State, personally appeared

Barbara Default personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.



Wilma Reagor (SEAL)

Wilma Reagor
Name (Typed or Printed)

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